No. 93

MICHIGAN SENATE

DAILY CALENDAR

TUESDAY, NOVEMBER 4, 2003 10:00 a.m.

MESSAGES FROM THE GOVERNOR		MESSAGES FROM THE GOVERNOR			
SB	195 Sen. Toy Local government; public services; certain city managed water and sewer systems; provide for regionalization of. Creates new act. Vetoed by Governor, Friday, March 21. For text of veto message, see Senate Journal No. 30, page 341. Veto pending.	SB	540 Sen. Johnson Appropriations; supplemental; supplemental appropriations; provide for. Creates new act & repeals sec. 308 of 2003 PA 161. Approved by Governor, with line items vetoed, Tuesday, August 12. For text of veto message, see Senate Journal No. 72, page 1614. Vetoed line items pending.		
SB	School aid; penalties; requirement of 180 days of pupil instruction and penalty for holding less than that number; eliminate and replace with minimum hours of instruction, and require certain procedures to change to 4-day school week. Amends sec. 101 of 1979 PA 94 (MCL 388.1701). Vetoed by Governor, Monday, June 30. For text of veto message, see Senate Journal No. 65, page 1110. Veto pending.	SB	283 Sen. Johnson Appropriations; other; family independence agency; provide for fiscal year 2003-2004. Creates new act & repeals sec. 413 of 2002 PA 529. Approved by Governor with line items vetoed, Tuesday, August 12. For text of veto message, see Senate Journal No. 72, page 1615. Vetoed line items pending.		
SB	293 Sen. Bishop Law enforcement; other; public safety commissions; allow use of state radio towers by local units of government. Amends sec. 3 of 1929 PA 152 (MCL 28.283). Vetoed by Governor, Friday, July 11. For text of veto message, see Senate Journal No. 68, page 1222. Veto pending.	SB	464 Sen. Allen Transportation; funds; Mackinac bridge authority; amend to provide toll rate cap. Amends sec. 2 of 1952 PA 214 (MCL 254.312). Vetoed by Governor, Monday, August 25. For text of veto message, see Senate Journal No. 72, page 1616. Veto pending.		
SB	265 Sen. Johnson Appropriations; zero budget; department of transportation; provide for fiscal year 2003-2004. Approved by Governor with line items vetoed, Tuesday, August 12. For text of veto message, see Senate Journal No. 71, page 1587. Vetoed line items pending.	SB	466 Sen. Barcia Transportation; motor fuel tax; advancements to Mackinac bridge authority; amend. Amends sec. 163 of 2000 PA 403 (MCL 207.1163). Vetoed by Governor, Monday, August 25. For text of veto message, see Senate Journal No. 72, page 1616. Veto pending.		
SB	288 Sen. Johnson Appropriations; zero budget; department of agriculture; provide for fiscal year 2003-2004. Approved by Governor with line items vetoed, Thursday, August 7. For text of veto message, see Senate Journal No. 71, page 1588.	SB	395 Sen. McManus Health; abortion; definition of legal birth; clarify. Creates new act. Vetoed by Governor, Friday, October 10. For text of veto message, see Senate Journal No. 84, page 1835.		

Veto pending.

Vetoed line items pending.

MESSAGES FROM THE HOUSE

— 11 ——

SB 493 Sen. Hammerstrom

Financial institutions; credit unions; reference to credit union act in Michigan consumer protection act; update.

Amends sec. 4 of 1976 PA 331 (MCL 445.904).

I.E. House, October 22, 2003.

Returned from House, Thursday, October 23.

Committee recommendation for I.E. pending.

SB 494 Sen. Leland

Financial institutions; credit unions; reference to credit union act in Michigan penal code; update.

Amends secs. 315a & 376a of 1931 PA 328 (MCL 750.315a & 750.376a).

I.E. House, October 22, 2003.

Returned from House, Thursday, October 23.

Committee recommendation for I.E. pending.

— 13 ——

SB 495 Sen. Van Woerkom

Financial institutions; credit unions; reference to credit union act in food stamp statute; update.

Amends sec. 1 of 1973 PA 43 (MCL 400.171).

I.E. House, October 22, 2003.

 $Returned\ from\ House,\ Thursday,\ October\ 23.$

Committee recommendation for I.E. pending.

____ 14 _____

SB 496 Sen. Johnson

Financial institutions; credit unions; credit union act; establish.

Creates new act & repeals 1925 PA 285 (MCL 490.1 - 490.31).

I.E. House, October 22, 2003.

Returned from House, Thursday, October 23.

Committee recommendation for I.E. pending.

THIRD READING OF BILLS

HB 4599 Rep. Richardville

Natural resources; hunting; Sunday hunting ban in Hillsdale, Lenawee, St. Clair, and Tuscola counties; repeal. Repeals (See bill).

I.E. House, July 15, 2003.

For House amendment, see House Journal No. 61, page 1269.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Committee recommended I.E.

SB 712 Sen. Cherry

Occupations; other; number of salvage vehicle agents licensed under a dealer; increase to 4.

Amends sec. 248e of 1949 PA 300 (MCL 257.248e).

Reported by Committee on Transportation.

Committee recommended I.E.

GENERAL ORDERS

- 17 ———

HB 4454 Rep. Hoogendyk

Economic development; Michigan economic growth authority; benefits for eligible pharmaceutical companies; provide for.

Amends secs. 3, 4 & 8 of 1995 PA 24 (MCL 207.803 et seg.).

I.E. House, May 14, 2003.

Reported by Committee on Commerce and Labor.

Committee recommended I.E.

— 18 —

HB 4472 Rep. Lipsey

Property tax; exemptions; new personal property of certain pharmaceutical companies; provide for exemption under certain circumstances.

Amends sec. 9f of 1893 PA 206 (MCL 211.9f).

I.E. House, May 14, 2003.

Reported by Committee on Commerce and Labor.

Committee recommended I.E.

— 19 —

SB 193 Sen. Patterson

Vehicles; license plates; specialty plates for ducks unlimited; provide for.

Amends sec. 811e of 1949 PA 300 (MCL 257.811e); adds sec. 811o & repeals sec. 811o of 1949 PA 300 (MCL 257.811o).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

— 20 ——

HB 4804 Rep. Shulman

State; funds; budget stabilization fund expenditures; modify.

Amends secs. 353c, 353e & 358 of 1984 PA 431 (MCL 18.1353c et seq.).

I.E. House, June 19, 2003.

For House amendment, see House Journal No. 54, page 924.

Reported by Committee on Appropriations.

Senate substitute (S-2).

Committee recommended I.E.

SB 601 Sen. Switalski

Cities; home rule; property maintenance codes and international codes; allow adoption by reference.

Amends sec. 3 of 1909 PA 279 (MCL 117.3).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

____ 22 _____

SB 158 Sen. Patterson

Civil procedure; costs and fees; statutory attorney fees in landlord-tenant eviction and land contract forfeiture actions; revise.

Amends sec. 5759 of 1961 PA 236 (MCL 600.5759).

Reported by Committee on Judiciary.

For Senate amendment, see Senate Journal No. 80, page 1742.

Committee recommended I.E.

GENERAL ORDERS

____ 23 _____

SB 479 Sen. Basham

Transportation; school vehicles; local school district authority to determine location and number of school bus stops within a manufactured housing park; allow.

Amends sec. 9 of 1990 PA 187 (MCL 257.1809).

Reported by Committee on Education.

Committee recommended I.E.

HJR G Rep. Garfield

State; employees and officers; hiring for civil service position; provide preferential treatment to veterans.

Amends sec. 5, art. XI of the state constitution.

House substitute (H-1).

Reported by Committee on Senior Citizens and Veterans Affairs.

____ 25 _____

HB 4263 Rep. Taub

Economic development; other; principal shopping district; revise city and village to municipality.

Amends title & secs. 1, 2, 4, 5 & 6 of 1961 PA 120 (MCL 125.981 et seq.).

I.E. House, May 21, 2003.

House substitute (H-2).

Reported by Committee on Economic Development, Small Business and Regulatory Reform.

Senate substitute (S-1).

Committee recommended I.E.

— 26 —

SB 785 Sen. Patterson

Vehicles; license plates; procedures to establish and issue fund-raising plates; revise.

Amends secs. 217d, 801, 811d, 811e, 811f, 811g, 811h, 811i, 811j, 811k, 811*l* & 811n of 1949 PA 300 (MCL 257.217d et seq.); adds secs. 811m, 811o & 811p & repeals secs. 217m, 217n & 811c of 1949 PA 300 (MCL 257.217m et seq.) & repeals enacting section 1 of 2000 PA 77.

Reported by Committee on Transportation.

For Senate amendments, see Senate Journal No. 92, page 1974.

Committee recommended I.E.

HB 4753 Rep. Shackleton

Traffic control; other; school crossing guards; revise age requirements.

Amends sec. 57b of 1949 PA 300 (MCL 257.57b).

I.E. House, June 25, 2003.

House substitute (H-1).

Reported by Committee on Transportation.

Senate substitute (S-1).

Committee recommended I.E.

____ 28 _____

SB 744 Sen. Birkholz

Environmental protection; other; environmental education; establish award and grant program.

Amends sec. 2505 of 1994 PA 451 (MCL 324.2505) & adds sec. 2505a.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

____ 29 _____

HB 4284 Rep. Kolb

Land use; planning; joint planning commission; provide for.

Creates new act.

I.E. House, July 17, 2003.

House substitute (H-2).

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

— 30 —

SB 637 Sen. George

Liquor; drinking age; definition of possession as presence of alcohol in the body; clarify and modify penalties.

Amends sec. 703 of 1998 PA 58 (MCL 436.1703).

Reported by Committee on Judiciary.

Senate substitute (S-2).

Committee recommended I.E.

RESOLUTIONS

____ 31 ____

SR 141 Sen. Brater

A resolution to memorialize the Congress of the United States to enact Great Lakes environmental restoration legislation

Reported by Committee on Natural Resources and Environmental Affairs.

For text of resolution, see Senate Journal No. 72, page 1617.

Adoption pending.

COMMITTEE REPORTS

SB 700 Sen. Birkholz

Property tax; payment and collection; school delinquent taxes; require to conform to the state process.

Amends sec. 89a of 1893 PA 206 (MCL 211.89a) & adds sec. 89b.

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

HB 4518 Rep. Gieleghem 33

Health facilities; emergency medical services; emergency personnel possession and administration of epinephrine; provide for.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding secs. 17750b & 20911.

I.E. House, June 12, 2003.

House substitute (H-1).

Reported by Committee on Health Policy.

Reported with amendment.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

— 34 —

HB 4660 Rep. Garfield

Public utilities; consumer services; disconnection of utility services for certain military personnel called into active duty; provide protections.

Amends 1939 PA 3 (MCL 460.1 - 460.10cc) by adding sec. 9c.

I.E. House, June 24, 2003.

House substitute (H-1).

Reported by Committee on Technology and Energy.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

4283 Rep. Pappageorge

HB

Public utilities; other; disconnection of telephone service for certain military individuals; prohibit.

Amends 1991 PA 179 (MCL 484.2101 - 484.2701) by adding sec. 314a.

I.E. House, June 24, 2003.

House substitute (H-3).

Reported by Committee on Technology and Energy. Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

____ 36 _____

SR 140 Sen. Brown

A resolution to encourage research in Michigan on the thermal depolymerization process.

Reported by Committee on Technology and Energy. For text of resolution, see Senate Journal No. 72, page 1616.

Refer to Resolutions pursuant to Rule 3.106.

HB 5054 Rep. Ward

Occupations; barbers; barbers to render services off-site; allow under certain circumstances.

Amends sec. 1117 of 1980 PA 299 (MCL 339.1117).

I.E. House, October 9, 2003.

House substitute (H-1).

Reported by Committee on Economic Development, Small Business and Regulatory Reform.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

____ 38 _____

SB 774 Sen. Bernero

Economic development; local development financing; certified technology parks; revise deadline for designation.

Amends sec. 21a of 1986 PA 281 (MCL 125.2162a).

Reported by Committee on Economic Development, Small Business and Regulatory Reform.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

— 39 **—**

HB 4950 Rep. Ward

Townships; charter; township superintendents to be titled township managers; allow.

Amends sec. 10 of 1947 PA 359 (MCL 42.10).

I.E. House, October 7, 2003.

House substitute (H-3).

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

— 40 ———

SR 175 Sen. Barcia

A resolution urging United States trade negotiators to support our nation's sugar industry.

Reported by Committee on Agriculture, Forestry and Tourism.

For text of resolution, see Senate Journal No. 86, page 1866.

Refer to Resolutions pursuant to Rule 3.106.

- 41 —

HB 4695 Rep. Tobocman

Financial institutions; credit unions; reference to credit union act in county board of commissioners statute; update.

Amends sec. 12a of 1851 PA 156 (MCL 46.12a).

I.E. House, October 22, 2003.

House substitute (H-1).

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

HB 4698 Rep. Bisbee

Financial institutions; credit unions; reference to credit union act in electronic funds transfer statute; update.

Amends secs. 2 & 3 of 1978 PA 322 (MCL 488.2 & 488.3).

I.E. House, October 22, 2003.

House substitute (H-1).

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

- 43 ------

HB 4699 Rep. DeRoche

Financial institutions; credit unions; reference to credit union act in motor vehicle sales finance act; update.

Amends sec. 36 of 1950 (Ex Sess) PA 27 (MCL 492.136).

I.E. House, October 22, 2003.

House substitute (H-1).

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

44

HB 4613 Rep. Hopgood

Veterans; other; veterans who did not graduate from high school but joined the armed forces during the Korean conflict; grant high school diploma.

Amends title & sec. 1 of 2001 PA 181 (MCL 35.341).

I.E. House, July 2, 2003.

Reported by Committee on Education.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

- 45

SB 787 Sen. Hardiman

Education; examinations; exemption from accreditation requirements for schools whose MEAP answer sheets were lost by the department or an assessment contractor; provide for.

Amends sec. 1280 of 1976 PA 451 (MCL 380.1280).

Reported by Committee on Education.

Senate substitute (S-3).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

- 46

HB 4938 Rep. Taub

Occupations; individual licensing and regulation; enactment of "Michigan notary public act"; provide for.

Creates new act & repeals (See bill).

I.E. House, October 21, 2003.

House substitute (H-1).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

47

HB 5156 Rep. McConico

Cities; home rule; issuance of bonds during a period of emergency financial management; allow for under certain circumstances.

Amends 1909 PA 279 (MCL 117.1 - 117.38) by adding sec. 36a.

I.E. House, October 21, 2003.

House substitute (H-1).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Appropriations -

Subcommittee -

Natural Resources Department - Thursday, November 6, 12:00 noon, Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

Commerce and Labor - Tuesday, November 4, 3:00 p.m., Room 100, Farnum Building (373-2413)

Families and Human Services - Tuesday, November 4, 3:00 p.m., Room 210, Farnum Building (373-1801)

Finance - Wednesday, November 5, 1:00 p.m., Room 110, Farnum Building (373-1758)

Health Policy - Wednesday, November 5, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (formerly Michigan National Tower) (373-3543)

Judiciary - Tuesday, November 4, 1:00 p.m., Room 210, Farnum Building (373-3760)

Natural Resources and Environmental Affairs - Tuesday, November 4, 3:00 p.m., Room 110, Farnum Building (373-3447)

Technology and Energy - Wednesday, November 5, 3:00 p.m., Room 210, Farnum Building (373-7350)

Transportation - Tuesday, November 4, 1:00 p.m., Room 110, Farnum Building (373-7708)

BILLS IN CONFERENCE

	Brief Title	Confe	Report Agreed To		
Bill No.		Senate	House	Senate	House
SB 252	Environmental protection; water pollution;	McManus	Koetje		
	annual wastewater discharge environmental	Birkholz	Howell		
	fee; provide for.	Brater	Tobocman		
SB 560	Environmental protection; groundwater	McManus	Koetje		
	contamination; groundwater discharge permit	Birkholz	Howell		
	fees; enact.	Brater	Tobocman		